

O'MELVENY & MYERS LLP

Daniel M. Petrocelli, CA Bar No. 97802*

dpetrocelli@omm.com

David Marroso, CA Bar No. 211655*

dmarroso@omm.com

Joseph Guzman, CA Bar No. 310493*

jguzman@omm.com

1999 Avenue of the Stars, 8th Floor

Los Angeles, CA 90067

Phone 310 553-6700

Fax 310 246-6779

*Admitted pro hac vice

HONE LAW

Eric D. Hone, NV Bar No. 8499

ehone@hone.law

Jamie L. Zimmerman, NV Bar No. 11749

jzimmerman@hone.law

701 N. Green Valley Parkway, Suite 200

Henderson, NV 89074

Phone 702-608-3720

Fax 702-703-1063

Attorneys for Defendant Top Rank, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

TERENCE CRAWFORD, an individual,

Plaintiff,

vs.

TOP RANK, INC., a Nevada corporation; and
Does 1 through 20, inclusive,

Defendants.

Case No. 2:22-cv-00081-APG-EJY

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND TIME FOR TOP
RANK, INC. TO RESPOND TO
COMPLAINT, FILE COUNTERCLAIMS,
FILE MOTIONS PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 12, AND FILE ANY
SPECIAL MOTIONS TO DISMISS
PURSUANT TO NEVADA'S ANTI-SLAPP
STATUTE**

(First Request)

Plaintiff Terence Crawford ("Crawford") and Defendant Top Rank, Inc. ("Top Rank")
(collectively referred to as the "Parties"), by and through their undersigned counsel, submit this
Stipulation To Extend Time For Top Rank, Inc. To Respond To Complaint, File Counterclaims,

///

1 File Motions Pursuant To Federal Rule Of Civil Procedure 12, And File Any Special Motions To
2 Dismiss Pursuant To Nevada's Anti-SLAPP Statute;

3 WHEREAS, Crawford first filed this action on January 12, 2022 in the Eighth Judicial
4 District Court, Clark County, Nevada, where it was assigned Case No. A-22-846568-B;

5 WHEREAS, Top Rank filed a petition of removal on January 15, 2022 in the United
6 States District Court, District of Nevada, where it was assigned Case No. 2:22-cv-00081;

7 WHEREAS, Top Rank was served with a copy of the complaint and summons on
8 January 24, 2022;

9 WHEREAS, pursuant to 28 U.S.C. § 1447(c), Crawford is required to file a motion to
10 remand, if any, on or before February 14, 2022, which is 30 days after the filing of Top Rank's
11 petition for removal;

12 WHEREAS, pursuant to Federal Rule of Civil Procedure 81(c)(2), Top Rank is required
13 to file its first responsive pleading, including an answer and/or certain Federal Rule of Civil
14 Procedure 12 motions, if any, on or before February 14, 2022, which is 21 days after service of
15 the complaint and summons;

16 WHEREAS, the Parties agree that resolving a potential motion to remand before Top
17 Rank files an answer and/or certain motions will serve the interests of judicial economy by
18 ensuring that the Parties understand in which forum this case will be litigated;

19 WHEREAS, if a remand motion is filed and granted, pursuant to Nevada Rule of Civil
20 Procedure 81(c), Top Rank would have 14 days after service of written notice of entry of the
21 remand order to move or plead as it might have done had the action not been removed;

22 WHEREAS, Rule 6(b)(1) of the Federal Rules of Civil Procedure permits this Court, for
23 good cause, to grant reasonable extensions of deadlines;

24 WHEREAS, this is the first stipulation for extension of time to file motions;

25 WHEREAS, judicial economy is good cause for granting extensions of any deadlines for
26 Top Rank to file its first responsive pleading; and

27 WHEREAS, this Court has not previously granted an extension of time;

28 In accordance with Rule 6(b)(1) of the Federal Rules of Civil Procedure,



IT IS HEREBY STIPULATED by and between the Parties and through their respective counsel as follows: Top Rank's deadline to respond to the complaint, file counterclaims, file motions pursuant to Federal Rule of Civil Procedure 12, and to file any special motions to dismiss pursuant to Nevada's Anti-SLAPP statute ("Deadlines") shall be extended to February 28, 2022, unless Crawford files a motion to remand the case to state court, in which case Top Rank's Deadlines shall be 14 days after entry of an order denying a motion for remand. Alternatively, in the event Crawford files a motion to remand the case to state court and an order is entered granting the motion for remand, Top Rank's Deadlines shall be subject to the applicable procedural rules and orders of the state court in the remanded proceeding.

Dated this 11th day of February 2022.

Dated this 11th day of February 2022.

/s/Hector J. Carbajal II

FREEDMAN + TAITELMAN, LLP

Bryan J. Freedman, Esq., CA Bar No. 151990*
BFreedman@ftllp.com

Brian E. Turnauer, Esq., CA Bar No. 214768*
BTurnauer@ftllp.com

1801 Century Park West, 5th Floor
Los Angeles, CA 90067

Phone 310-201-0005

*Admitted pro hac vice

CARBAJAL LAW

Hector J. Carbajal II, NV Bar No. 6247

hector@claw.vegas

10001 Park Run Drive

Las Vegas, Nevada 89145

Phone 702-846-0040

Attorneys for Plaintiff Terence Crawford

/s/Jamie L. Zimmerman

O'MELVENY & MYERS LLP

Daniel M. Petrocelli, CA Bar No. 97802*
dpetrocelli@omm.com

David Marroso, CA Bar No. 211655*
dmarroso@omm.com

Joseph Guzman, CA Bar No. 310493*
jguzman@omm.com

1999 Avenue of the Stars, 8th Floor
Los Angeles, CA 90067

Phone 310-553-6700

*Admitted pro hac vice

HONE LAW

Eric D. Hone, NV Bar No. 8499

ehone@hone.law

Jamie L. Zimmerman, NV Bar No. 11749
jzimmerman@hone.law

701 N. Green Valley Parkway, Suite 200
Henderson, NV 89074

Phone 702-608-3720

Attorneys for Defendant Top Rank, Inc.

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: February 11, 2022

